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Attorney for Plaintiff
FREESCALE SEMICONDUCTOR, INC.

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Attorneys for Defendant
CHIPMOS TECHNOLOGIES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Freescale Semiconductor, Inc.,

Plaintiff,

v.

ChipMOS Technologies, Inc.,

Defendant.

Case No. C-09-03689-JF-RS

**STIPULATION AND [PROPOSED]
ORDER SELECTING ADR PROCESS**

Counsel report that they have met and conferred regarding ADR processes and that the parties and their counsel participated in a full day mediation on November 19, 2009, with private mediator Yaroslav Sochynsky, but were unable to resolve this dispute. Subsequently to the mediation, Plaintiff Freescale Semiconductor, Inc. filed a motion to dismiss ChipMOS's declaratory judgment counterclaims and stay all patent-related issues (Doc. No. 9) on December 11, 2009, which is scheduled for hearing on February 19, 2010. Counsel agree to meet and confer again regarding a second mediation with Mr. Sochynsky after the court has ruled on Freescale's Motion to Dismiss.

1 Dated: January 7, 2010

Respectfully Submitted,

2 By: /s/ Ronald S. Lemieux

3 **PAUL, HASTINGS, JANOFSKY & WALKER LLP**
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Counsel for Defendant
ChipMOS Technologies, Inc.

12 In accordance with General Order No. 45, Section X(B), the above signatory attests that
13 concurrence in the filing of this document has been obtained from the signatory below.

14 Dated: January 7, 2010

By: /s/ Greg L. Lippetz

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20 Counsel for Plaintiff
Freescall Semiconductor, Inc.

21
22 **ORDER**

23 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

24 Dated: 1/14/10

25 
26 UNITED STATES MAGISTRATE JUDGE
27 DISTRICT
28